

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

CITIGROUP GLOBAL MARKETS INC., d/b/a	)	
SMITH BARNEY,	)	
	)	
Plaintiff,	)	Case No. 08-CV-2100
	)	
v.	)	Judge Norgle
	)	
JOHN ORTH,	)	Magistrate Judge Valdez
	)	
Defendant.	)	

**STIPULATION OF DISMISSAL WITHOUT PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED, by the parties hereto, through their undersigned attorneys, that pursuant to Fed. R. Civ. P. 41(a), this action is hereby dismissed in its entirety without prejudice, each party to bear its own costs.

AGREED:

**CITIGROUP GLOBAL MARKETS INC.,     JOHN ORTH**  
**d/b/a SMITH BARNEY**

By: /s/Daniel M. Hinkle  
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By: /s/John D. Burke (with consent)  
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**CERTIFICATE OF SERVICE**

I, Daniel M. Hinkle, an attorney, certify that on June 10, 2008, I caused a true and correct copy of the foregoing **STIPULATION OF DISMISSAL WITHOUT PREJUDICE** to be served via Electronic Mail Transmission via ECF as to Filing Users, and by U.S. Mail, postage prepaid, to non-Filing Users, upon the following counsel:

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